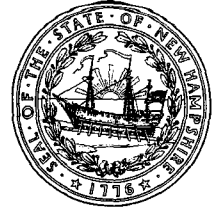




The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

Mr. and Mrs. Clermont Drouin
P.O. Box 277
Gorham, New Hampshire 03581-0277

LETTER OF DEFICIENCY
WD WQE 05-06
October 12, 2005

Re: Alteration of terrain for construction of a private motocross track
Tax Map 4, Lot 17, Town of Shelburne, New Hampshire

Dear Mr. and Mrs. Drouin:

In response to a request from the Board of Selectmen for the Town of Shelburne, NH, personnel from the Department of Environmental Services ("DES") conducted an inspection on the subject property (the "Property") on October 6, 2005. The purpose of this inspection was to determine compliance with RSA 485-A:17, RSA 483-B and applicable rules promulgated pursuant thereto. During the inspection, the following deficiency was documented:

(1) An area in excess of 50,000 square feet within the protected shoreland had been altered by grubbing and grading for construction of a private motocross track. DES has no record that a Site Specific /Alteration of Terrain Permit had been issued for this disturbance.

DES believes that the cited deficiency can be corrected by:

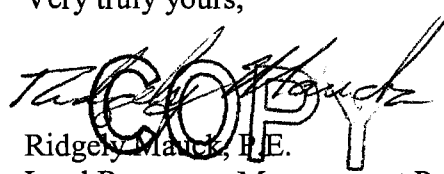
1. Applying for a Site Specific Permit ("Permit") within 60 days of the receipt of this letter.
2. Obtaining a Permit prior to conducting additional alteration of terrain activities on the Property.

In the event compliance cannot be achieved within this period, DES may order you to take such remedial measures as may be necessary. Failure to comply with such an Order may result in enforcement action by DES under RSA 485-A:22. In addition, DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

Please ask your consultant to contact the undersigned at 603-271-2303 for information on the level of detail required on the plans submitted to obtain a Permit

Should you have any other questions about this letter, please contact Denise Frappier at 603-466-5910.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Ridgely Mauck', is written over a large, bold, black 'COPY' stamp.

Ridgely Mauck, F.E.
Land Resources Management Program

ARM/DMF/rb
CERTIFIED MAIL, RRR 7099 3400 0003 0688 0450

cc: Kerry Barnsley, DES Legal Unit
Denise M. Frappier-WQE/WD/DES
Board of Selectmen, Town of Shelburne

Enc: FS WD-WQE-2
FS WD-WQE-3
Site Specific Application Form
Guidelines for the Preparation of Site Specific Applications